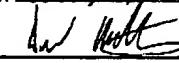


P rocter & Gamble - I.P. Division**IMPORTANT CONFIDENTIALITY NOTICE**

The documents accompanying this telecopy transmission contain confidential information belonging to the sender which is legally protected. The information is intended only for the use of the individual or entity named below. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this telecopied information is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone (collect) to arrange for return of the telecopied document to us.

**FACSIMILE TRANSMITTAL SHEET AND
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8****TO: Examiner Stephen J. Castellano-United States Patent and Trademark Office**

Fax No.: 703-305-3579 Phone No.: 703-308-1035

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on February 28, 2002, to the above-identified facsimile number. (Signature)**FROM: David K. Mattheis**

Fax No.: 513-634-3612 Phone No.: 513-634-7419

Listed below are the item(s) being submitted with this Certificate of Transmission:

Number of Pages Including this Page: 7

- 1) Associate Power of Attorney
- 2) Response to Final Office Action
- 3)
- 4)
- 5)

Inventor(s): Matthew Todd Hupp
S.N.: 09/480,974
Filed: January 11, 2000
Case: 7905

Comments:**FAX RECEIVED**

FEB 28 2002

GROUP 3700

I hereby certify that this correspondence is being
 transmitted to the United States Patent and Trademark Office,
 Examiner Castellano at (703) 305-3579 on: February 28, 2002

DAVID K. MATTHEIS 48,683
 Name of Attorney/Agent Registration No.

David K. Mattheis
 Signature

R. Kent
 3-1-02
 #10/CMA

Case 7905

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:
MATTHEW TODD HUPP
 Serial No.: 09/480,974 : Group Art Unit: 3727
 Filed: January 11, 2000 : Examiner: S. Castellano
 Confirmation No.: 4998 :
 For: Slidably Scalable Container Having An Auxiliary Track

RESPONSE TO FINAL OFFICE ACTION

Assistant Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

In response to the Office Action of November 29, 2001, please consider the following remarks

AMENDMENTSIn the Claims

Please amend Claims 1, 2, and 3 to read as follows:

1. (Twice Amended) A container comprising a container body having an aperture with a perimeter therearound, a cover having a perimeter therearound which corresponds to the perimeter around the aperture of the body, a seal at least partially juxtaposed to said aperture perimeter, and a slider; said container closable with the cover and at least partially sealable therearound with the seal, the slider structured such that the manipulation of the slider fully activates the seal, said container further comprising a track juxtaposed to, but being radially spaced apart from said seal, whereby said slider is movable in the track, said track comprising an auxiliary track not operatively juxtaposed with the seal.